ECCLESIA LAW

Private Ecclesiastical Counsel
United States & International

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THE FALLACY OF BIRTH CERTIFICATE HOLDER IN DUE COURSE AND THE COMMERCIAL COURT MYTH

1. Executive Summary

Ecclesia Law has issued this comprehensive report to address the widespread and dangerous belief that court cases are commercial transactions that can be "settled" or "discharged" by becoming a "Holder in Due Course" (HDC) of a birth certificate bond. These strategies rely on a fundamental misinterpretation of English Law, the law of agency, and banking mechanics. While certain protocols, such as the Envoy Protocol, can assist in repositioning a living soul in relation to a corporate persona, they do not function as a "magic bullet" to dismiss charges. This report details why treating a court as a bank and attempting to "bond the case" is a high-risk fallacy that consistently fails in recognized jurisdictions.

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2. The Myth: The "Commercial Court" is a Bank

A cornerstone of pseudo-legal theory is the claim that courts are not venues for justice, but "mercantile banks" where judges act as "fiduciary trustees" or "auditors" to manage an accounting.

- **The Fallacy:** Proponents believe that every summons or indictment is a "commercial claim" or "bill" that can be "Accepted for Value" (A4V) and returned for discharge.
- **The Reality:** Courts are established by sovereign authority to exercise judicial power. They lack the technical interface, statutory mandate, or accounting infrastructure to treat criminal or civil liabilities as "offsets" against a secret treasury account. A judgment is an exercise of law, not a "negotiable instrument" for trade.

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3. The "Holder in Due Course" (HDC) Fallacy

The notion that one can become the HDC of a "birth certificate bond" to control a court case is one of the most persistent errors in the private law community.

- **Non-Existence of the Instrument:** For HDC status to exist under the Bills of Exchange Act 1882 or the UCC, there must be a valid, negotiable instrument. The Birth Certificate is an administrative record of registration; it is not a "security," "bond," or "Manufacturer's Certificate of Origin" (MCO) with a redeemable cash value.
- **The HDC Trap:** Attempting to claim HDC status over a fictitious bond requires the participant to enter the "commercial game" of the state. By asserting status as a "holder" of a state-issued document, the individual inadvertently grants the court jurisdiction over the very "persona" they are trying to separate from.
- **No Accessible Credit:** There is no "secret" account or "Cestui Que Trust" available for a judge to "tap into" to settle a debt. These accounts exist only as legal presumptions with no corpus or property.

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4. Agency and the Doctrine of Persons: The English Law Reality

In English Law, the connection between the living human and the registered "person" is maintained through the **Law of Agency**.

- **The Bridge of Agency:** The living soul acts as the **agent** or **representative** of the artificial "person" (the all-caps name). When a man or woman answers to that name in court, they are "impersonating" the fiction, thereby accepting all its liabilities.
- **Executor De Son Tort:** When an individual attempts to "bond" a case or act as the HDC without recognized authority, they are viewed as an **"executor de son tort"**—an unauthorized intermeddler. This position is legally disastrous because it makes the living soul **personally liable** for the estate's debts, stripping away any corporate veil or limited liability protections.

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5. The Failure of "Bonding the Case"

Groups often advocate for "bonding the case" as the HDC of the credit to "beat the prosecutor's charge."

- **The Fallacy:** The belief that filing a UCC-1 or a private bond with the court clerk makes the individual the "primary creditor," forcing the prosecutor into the position of "debtor."
- **The Reality:** Prosecutors represent the "People" or the "Crown" in their sovereign capacity, not as commercial debt collectors. Private bonds are not legal tender and are consistently rejected by court clerks as "null and void." Attempting to "discharge" a criminal case as a "debt against the estate" is a category error that leads to immediate sanctions or incarceration for contempt.

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6. Commercial Cases as Debt Ledgers

The vast majority of civil court cases involve debt—**mortgage foreclosure, bankruptcy, insolvency, and other debt matters**. These cases can often be settled via the discharge of the debt via abandoned credit recoupment the **Clifford Protocol** (also known as the **Infinite Money Protocol**).

- **The Source of Credit:** In these commercial contexts, the "debt" was originally created by the monetization of a living soul's signature.
- **Lawful Remedy (Recoupment of Abandoned Credit):** Because these cases are accounting errors (treating the creditor as a debtor), there are only two functional remedies:

1) The **Recoupment of Abandoned Credit** and the use a 98-Series International Grantor Trust and Corrective Fiduciary Filings (such as the 1099-OID) via the **Holder in Due Course under IRS 1212**, the fiduciary reconciles the ledger by identifying the abandoned credit held in the bank's nominee account. This provides the legitimate financing to discharge the debt and settle the court, where the discharge of the debt can be recouped.
2) **Corrective nominee filing**, if the debt is securitised, the debt can be discharged at the indentured trustee level via corrective nominee filing 1099-OID and tender of a negotiable instrument that the indentured trustee can monetize at the Federal Reserve window.

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7. The Dangerous Fallacy of "Commercialized" Criminal Law

A lethal error in pseudo-legal logic is the attempt to apply **Holder in Due Course** that works in genuine commercial recoupment via 1099-OID to **non-commercial proceedings**.

- **Non-Commercial Jurisdictions:** Court cases involving **criminal charges of harm, family law (custody/divorce), and policy violations (speeding fines)** are not based on the securitization of a signature. They are based on the Sovereign's interest in public order and the "Peace of the Realm."
- **The "Instrument" Myth:** Believing that a criminal indictment or a family court order is a "commercial instrument" that can be settled with a "Birth Certificate Bond" is a high-risk fallacy. Criminal and family courts do not have "ledgers" that can be offset by private credits.
- **The Outcome of Error:** When an individual attempts to "bond" a criminal case or treat a family law matter as a debt to be discharged via the UCC, they are viewed as being in "dishonor." This triggers immediate system retaliation, including summary judgments, loss of parental rights, or incarceration for "refusal to plea" or "paper terrorism."

8. The Envoy Protocol: Repositioning vs. Winning

The Envoy Protocol is a technical procedure for **repositioning** the soul, not a guaranteed method for winning cases.

- **Rescinding Agency:** Through *Clausula Rebus Sic Stantibus*, the individual terminates the fraudulent agency relationship with the birth-certificate persona.
- **Occupying the Office:** The individual declares themselves the **General Executor** of the decedent estate (the persona), attempting to take control of the "Office" rather than being a "subject" of the state.
- **Ecclesiastical Standing:** Pledging as an **Envoy** of a Ministry (e.g., Republic of Old Souls) moves the individual to a diplomatic/ecclesiastical footing.
- **The "No Win" Reality:** While this protocol provides a "jurisdictional shield" and separates the living from the fiction, it **does not** automatically "win" a case. If the underlying facts of a crime or statutory violation are proven, the court will still proceed. Superior jurisdiction is a posture of stewardship; it is not a license to bypass the laws of the land without consequence.

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9. Summary of Operational Effectiveness

While the **Clifford Protocol** (Infinite Money Protocol) is a proven methodology for discharging commercial debt (mortgages/loans) via the recoupment of abandoned credit, the use of the abandoned credit recoupment to discharge the debt and the recoupment of the discharge, the **Clifford Protocol** cannot be used to bypass the legal consequences of harm or policy violations.

10. Significant Risks and Warning

Believing in the HDC birth certificate bond fallacy is **high risk** and leads to:

1. **Vexatious Litigant Status:** Losing the right to file any documents in court.
2. **Criminal Charges:** For "Paper Terrorism," filing fraudulent liens, or issuing "worthless instruments."
3. **Financial Ruin:** Through massive cost orders that can be enforced against the living soul's private assets.

Conclusion

The notion that you can "bond" a court case as a "Holder in Due Course" to discharge it as a debt is a comprehensive fallacy. It fails because it ignores the reality of **agency** and the **Doctrine of Persons** in English Law. The use of **Holder in Due Course** only works in genuine commerce where banks are operating as nominees and abandoned credit can be recouped by corrective nominee tax filings. While the Envoy Protocol allows for the lawful rescission of agency and the occupation of the Office of General Executor, it must be understood as a jurisdictional repositioning—not a commercial "cheat code" to beat the system.

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